Bill Passes Both Houses After Hunt for Votes and Governor Signs It.

n ninety days, and a new court his present office.

Rechester, for chairman; Thomas F. Fennell of Elmira, Wilber S. Chambers, a deputy attorney-general, and ex-State Senator Ralph W. Thomas of Madison.

Idnn Bruce also is mentioned, but it is uncertain whether he will be a member of this board or special commissioner to investigate the charges against District Attorney Gagan of Rockland county.

Early in the day a conference committee of both houses agreed to take from the bill the amendment inserted in the Senate Judiciary Committee which would have permitted the present board to make determinations in all claims on which the conference of Commission, comprising Jacob Neu, chairman, and Dr. Meyer Wolff, Democrats, and James A. Lavery of Poughkeepsie, Republican, goes out of office Monday, as their resignations, handed to the Governor some time ago, are effective February 1.

On Monday night the Governor will send to the Science Herminan, and W. D. McKinstry of Watertown, Republicans, and William Gorham Rice of Albany, Democrat. The Grown of February 1.

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McKinstry of Watertown, Republicans, and William Gorham Rice of Albany, Democrations, handed to the Governor some time ago, are effective February 1. nell of Elmira, Wilber S. Chambers, a sion,

ment both houses recessed until 6 o'clock to see the charges and take what action embers of the public service investigat-g committee were summoned from New but he did not come.

the bill received 25 votes. Just one and the sergeant-at-arms began a for absentees.

Boardman premises. He testified that he found the Clute pocketbook on the plazza roof in the rear of the Boardman home.

At the first trial he said he was positive he found the pocketbook directly under the window of a room in which young Gifford slept the night of the slaying.

To-day, he said he will be said that the with President Churchill. He said that most of the present members gave from one-third to one-haif of their time to school affairs and that it would not be physically possible for a small board to attend to all the details without giving up their private business. The small board would have to be paid eventually, and then the members would play politics in order

To-day he said he did not know under to be which window he found it.

DRUGGIST'S "CURING" COST LIFE. Trapani Pleads Guilty of Practising Without a License.

Francisco Trapani, 35, a druggist, of 126 East Twenty-ninth street, pleaded guilty in Special Sessions yesterday of practising medicine without a license on a Committeemen See More or Less of two-year-old boy who died after his minsaid he could treat Fiore's son, who was

salaming that Dr. Taylor was summoned from Bellevue Hospital. He said that the child was dying of croup, but could have been saved if a doctor had been called earlier. The boy died four hours later and Trapani gave a death certificate to the undertaker. John J. Curran of 303 East Thirty-second street, which was approved by a Coroner's physician.

Trapani was remanded for sentence on February 5.

They were accompanied by Chairman McCall, Chief Engineer Craven, Secretary Travis Whitney and others from the commission's offices. Starting from the Biltmore Hotel at 9:30 o'clock they began the day by peering into the Steinway tunnel. Their further travels took them to the remote Bronx, Queens and Brooklyn, as well as the length of Manhattan. At Ninety-sixth street and Lexington avenue they were led through a seventy foot hole

BOY HELPS TO MAKE ARREST. Finds Stranger in Apartment House,

Burglary Charged.

n Fiore, 21 years old, of 238 t Forty-second street, who was dis-red in an apartment on the fourth of 100 West Sixty-ninth street last light by twelve-year-old Alexander Dis-count, was caught after a chase in which the boy took part, and was locked the West Sixty-eighth street staarged with burglary.

boy told Policeman Heney, who day, West, that he had found the man and to the Grand Jury and both absolved mother's room rifling the him from blame, so he is free. In the first series of the professor of the processor of the professor of The police say they found some doing here? Instead of replying he and other articles from the apart- turned and ran across the lawn. I fired ment in his pockets. and he fell.

Refuses to Go Over Mayor's Head to Oust Civil Service Chairman.

ALBANY, Jan. 28 .- Gov. Whitman was MUST GO IN NINETY DAYS asked to-day by the State Civil Service Commission to remove Dr. Henry Moskowitz, chairman of the New York City ALBANY, Jan. 28 .- The present Demo- Civil Service Commission, it being charged Board of Claims must go out of that he is temperamentally unfit to hold

ms will be named by Gov. Whit- The Governor refused to take this acunder the provisions of the Knight tion, declaring that he would give Mayor bill passed by the Legislature to-night, Mitchel a chance to remove the chairman setter a delay of eight hours, while the Republicans hunted enough votes to put the measure through both Houses. The Governor signed the bill immediately and it went into effect at \$ o'clock to-night.

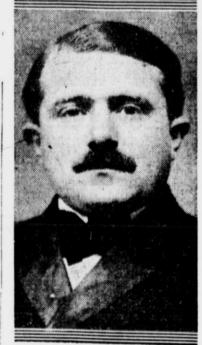
Among those mentioned for places on the new court are A. J. Rodenbeck of Rochester, for chairman: Thomas F. Fennell of Elmira, Wilber S. Chambers, a sion, comprising Jacob Neu chairman and since the remove the chairman and mission that the other two members of the consumers of the conservation. Mitchel a chance to remove the chairman mission, barwin R. James, Jr., of Brooklyn and Alexander Keough of New York, if he desired. The New York city commission is charged by the State board with gross violation of the civil service laws for exempting 500 places in the city government to be filled without competitive examinations.

have permitted the present board to make feterminations in all claims on which hearings have been begun. As the bill went through, the board is continued in office for ninety days and has authority to make determinations only in cases in which hearings have been completed.

Votes to pass the bill were lacking both in the Senate and Assembly when the Legislature convened at 11 o'clock. After the conference committee came to an agreement both houses recessed until 6 o'clock "without giving Mayor Mitchel a chance"

Senator Greiner of Buffalo was found as he prepared to attend the Governor's reception. He is a Democrat, but made up the necessary number. Then Senator Thompson and the other Republican Senators came and the bill went through by a store came and the bill went through by a triple of 29 to 5.

Whether some of the witnesses will not have to be reexamined by the new board. The Governor said that there also is some discussion as to whether or not the new board can consider the report of the old board. In his speech to the St. Andrew's ment he had said that before his administration was over gummen would cease to be known.



Henry Moskowitz.

ernor will hold action in abevance until he sends the report of the State board to Mayor Mitchel.

MAYOR EXPECTED IT.

Says State Commission Came Here Looking for Charges. YONKERS, Jan. 28 .- Mayor Mitche

made this answer to-night, after speaking to the men of the St. Andrew's Church, to the charges brought in Albany by the Civil Service Commissioner. e sees fit."

Wes, that is just what I expected the State Civil Service Commission to do. That is what it came down from Albany

Mr. Whitman admitted that the report of the State commission is much stronger against one of the members of the New York board than against the other two. The report of the present commission will be turned over to the new commission. It has now shot its bolt with the members of the will deal with the matter when the sion, although there is a question as to whether some of the witnesses will not whether some of the witnesses will not have to be reexamined by the new board.

That is what it came down from Albany to do. I expect neither the truth as to facts nor justice in the conclusions from such men as those who compose the State commission. It has now shot its bolt. We will deal with the matter when the opportunity to present the facts, which was never accorded to us, is given before an honest tribunal."

Accuses Mr. Vick.

That is what it came down from Albany to do. I expect neither the truth as to facts nor justice in the conclusions from such men as those who compose the State commission. It has now shot its bolt to bid against each other."

Accuses Mr. Vick.

"I contend that there has been no American representative here in Mr.

reappointed. Besides Mr. Willcox those who favored small board were John Greene, now ce-president and a candidate against Mr. Churchill for the presidency, and John Martin. Mr. Martin thought, however, that twenty-one members would be the most desirable number.

SWIFT INSPECTION BY AUTO.

All New Transit Systems.

they were led through a seventy foot hole cut in solid rock.

Altogether it was the most nearly complete inspection of the system that anybody ever made in one day.

PROFESSOR KILLS LABORER.

Mistakes Him for Robber and Shoots Him on Lawn.

MINNEAPOLIS, Jan. 28.-Car! Nyrall a laborer, was mistaken for a robber and was shot by Prof. W. F. Allen to-

tator's secretary. The residuary estate cans would welcome American occupation is left in equal parts in trust to the children, Herbert Parsons, Miss Mary Parsons, Mrs. Edith P. Morgan, Mrs. Montgomery Hare and Miss Gertrude Parsons, except that the snare to Herbert Parsons is left outright.

The only witnesses yesterday were Mr. Vick and Francis J. R. Mitchell, president of the Banco Nacional. Parsons is left outright.

WEDS TURFMAN'S WIDOW AT 22.

Friends Thought Mrs. Kaiser's day night by Daughter Was to Be the Bride.

Mrs. Delia Kaiser of Jersey City, widow Two members of the legislative committee that is to investigate the Public Service Commission—Senators George Thompson, chairman, and Ogden L. Mills—spent years ago, and Albert Homan were married years

makes his home in Jersey City.

The wedding caused a sur in the Greenvelle district, where both are well known. Police Exonerated, Frumkes Held.

The case of Jacob Frumkes, charged with assault by Detectives Merz and Davis, whom he accused of having beat him unjustifiably at the time of his arrest on January 12, was heard at length before Magistrate McQuade in the Essex Market court yesterday. The detectives were exonerated of his charges after examinations by the District Attorney's office and the Police Department. At the close of the hearing Frumkes was held.

A cound" and now with the Ziegfeld Danse de Follies, has been engaged to appear at Hammerstein's Victoria Theatre for the week of February 1.

"The Adventure of Lady Ursula," in which Phyllis Nellson-Terry is to appear under the management of Joseph Brooks, will be presented at the Maxine Elliott Theatre on March 1, following three performances to be given first in New Haven.

A complete film and phonograph record. close of the hearing Frumkes was held in \$500 bail for Special Sessions. Held on Charge of Auto Tire Thefts.

By the arrest vesterday morning of John O'Neill, 21, of 131 Smith avenue, Corona, the police of Queens Borough believe they will be able to round up a Flore sion. He said that he had got them from a friend. He was held in the Flushing court under \$1,000 ball.

ty-eight Exhibits, Received in Evidence.

Minister James M. Sullivan's defence, a weighty document to which twenty-eight exhibits are attached, was received in evidence yesterday by Special Commissloner James D. Phelan, who has been investigating Sullivan's fitness for the Santo Domingo post in a series of hearings at the Waldorf-Astoria.

Sullivan denies he was in a conspiracy

part of this country misrepresenting my gramme last night. acts and motives and attributing to me

Mr. Mann, according to Sullivan's de-fence, "kept a couple of pet contractors who became so careless in their work

American representative here in Mr. Vick's time who has escaped the fury of his wrath for one cause or another," Sullivan continues, "while he pursued a

Mr. Parsons also gave to his wife the choice of any or all of his personal effects. She may also have the use of Lounsberry, the estate at Rye, N. Y., and the city house at 30 East Thirty-sixth street, or Stoneover, the estate at Lenox, Mass, on her death the Rye estate goes to their son, ex-Congressman Herbert Parsons.

Each person employed by Mr. Parsons.
Each person employed by Mr. Parsons, ten years or more gets \$1,000 and each one employed less than ten years and more than five receives \$2,000, and \$5,000 goes to F. R. Kavanagh, the testator's secretary. The residuary estate

of the Banco Nacional.

What is believed to have been an at-

tempt to abstract some of the papers in Dominican investigation from files of the commission was made Wednes-day night by two men, according to Com-missioner Phelan. A maid at the Waldorf reported that two men had asked her to Mrs. Delia Kaiser of Jersey City, widow of Joseph Kaiser, who was well known as a turtman twenty years ago, and Albert Homan were married yesterday afternoon. The hearing will be resumed in Washington probably on Tuesday of next week.

Plays and Players.

After the performance of "The Sho last night Mrs. Douglas Fairbanks and Mrs. Bertha Greyling entertained with a dancing party at the Lady Baltimore Shop, 300 Madison

Bernard Granville, late of "Dancing Around" and now with the Ziegfeld Danse de Follies, has been engaged to appear at Hammerstein's Victoria Thea-

A complete film and phonograph record of "Chin Chin" at the Globe Theatre will be made to forward to Australia, from which country Charles Dillingham has rewhich country Charles Prints to the pro-ceived an offer for the rights to the pro-duction. This will be done instead of \$30,000. sending the score and photographs of the

Florenz Ziegfeld, Jr., will make produc-

Minister's Defence, With Twen- Newest Little Theatre Produces a Comedy That Pleased

"The Clever Ones"-At the Punch and Judy Theatre. Wilfred Callender Charles Hopkins Peter Marable Edwin Emery David Effick Harrold......Herbert Yost Martin......Charles Coghlan Rose Effick Noel Lesile Mrs. Hopkins .Beatrice Prentice

"I rely upon my indorsements for this position." Minister Sullivan says in his answer, "on my record as a party man, on the presumption that the Committee on Foreign Affairs investigated my character and passed upon my fitness."

He characterizes the conduct of Mr. Mann as "fishy," and asserts that Mr. The Punch and Judy Theorem 2 of the process of the conduct of Mr. The Clever ones," which was another well known London actors in the cast. From the artistic sponsors of the process of the process of the process of the conduct of Mr. The Clever ones," which was successful in London last year, with Gerdan and the railed off to bed, grumbling something about "leave it to your own folks" as 9:30 o'clock A. M. rehearsal of the "Slice of Life" sketch, which Miss Barry more, Miss Hattle Williams and Jack Margaret Mayo, Mr. and Mrs. Arch Selwyn, Julian McCarthy Little, Ethel Barrymore, Mrs. John Drew, Douglas Sievenson, Kenneth Douglas, and the trailed off to bed, grumbling something about "leave it to your own folks" the Punch and Judy Theorem Could be a first to revive at the Actors Fund benefit at the Century Theatre and the Vick "conducted a propaganda in every were few well known names on the pro-

dishonest intentions unsupported by any facts."

The present minority group in this country are now in harmony with Mr. Vick," he says, "in an attack upon me for my present friendliness to the Jimenista Government."

Mr. Sutro tells in three acts the story of intellectual snobbishness on the part of a girl just out of collège who feels that there is no person in the world for her to marry outside of an anarchist. There is a young man in love with her who is not in the least that kind of person. In fact, "fifteen thousand pounds a year, Har-"

Mr. Sutro tells in three acts the story of intellectual snobbishness on the part of a girl just out of collège who feels that there is no person in the world for her to marry outside of an anarchist. There is a young man in love with her who is not in the least that kind of person. In fact, "fifteen thousand pounds a year, Har-"

Government."

Mr. Sutro tells in three acts the story of intellectual snobbishness on the part of a girl just out of collège who feels that there is no person in the world for her to marry outside of an anarchist. There is a young man in love with her who is not in the least that kind of person. In fact, "Maybe we'll find Jack waiting there," yound the century Theatre to go to way folks hadn't insisted upon the guards work. Twenty minutes later they were shoutleng, "Wortcher Step," perhaps the Xeill waiting for dear brother Jack. Then a boy came down the aisle with a telephoned message that the rehearsul was not to be at the Century, but down at the Knickerbocker Theatre.

"Maybe we'll find Jack waiting there," yound the waiting for the Century Theatre to go to work. Twenty minutes later they were shoutleng, "Wortcher Step," perhaps the New Amsterdam production of "Watch Step," perhaps the shoutleng, "Wortcher Step," perhaps the world for her to be a the Century, but down at the rehearsul was a boy came down the aisle with a tele-phoned message that the rehearsul was found in the century Theatre to go to be a the Century Theatre to go to work. Twe in the least that kind of person. In fact, "fifteen thousand pounds a year, Harrow, Oxford and all that sort of a thing."

in the least that kind of person. In fact, "fifteen thousand pounds a year, Harrow, Oxford and all that sort of a thing," is the description he gives of himself. But he musses up his hair, goes in for unstarched collars and does other extravagant things in the matter of wardrobe that are commonly supposed to be the outward and visible signs of the anarchist.

Cured of Her Anarchism.

But after all the young woman does not seem to care so much for him as he thought she might and as she also thought and in his sitting room in Bethnal Green road the second act passes. His daughter happens to be really in love with the pretended anarchist, and one way she shows it is to disguise herself as a housemald just to see if this young woman who has acquired so many advanced the restrict of the darks and found the stages in the green of the length of the engagement preliminary to opening in Chicago was doubled and the receipts on the second night were almost twice as much as on the night of the pretended anarchist, and one way she shows it is to disguise herself as a housemald just to see if this young woman who has acquired so many advanced the second and passes. His daughted the restrict of the second and passes and the second night were almost twice as much as on the night of the pretended anarchist, and one way she shows it is to disguise herself as a housemald just to see if this young woman who has acquired so many advanced the restraction. "Maybe, "said Miss Barrymore, but there was no real ring of certainty in her two days the furst gounder. "Maybe," said Miss Barrymore, but there was no real ring of certainty in her two days and suggested Miss days and suggested Miss days and Miss Barrymore, but there was no real ring of certainty in her two suggested Miss Barrymore, but there was no real ring of certainty in her two was no real ring of certainty in her two was quartical publicity men, the thought the furst again hurriedly.

In the Friars Club, compound with "meter."

In the Friars Club, chest quartical publicity m

STATE FOR FAMILY

Section have the design of the resident character of the control of the contro

Horseheads M. V. Brothan of Waking and Waking of Mark and Section of Holomylie and Glesson himself chareful federole in the present admission of Holomylie and Glesson himself were suspended indefinitely.

Olesson charged Farley with wilhholding the suspended indefinitely.

Glesson charged Farley with wilhholding and a 'studied campaism in the subject of the present admission of the conservation is a. He utther charges Farley with fabilitation of accounts and intimidation of the conservation is a studied that purple, fine linen, college educations and a "studied campaism in the conservation is the purplet of the movement for a smaller board where might be only the control of the conservation of t Leading Actors Amateurish.

Charles Hopkins acted the role which it was said last night had fallen in London to Gerald du Maurier. He is not a resourceful actor. As a matter of fact both he and Mrs. Hopkins, who is a charming apparition and possesses an altogether agreeable personality, are not ripe to act leading parts on the metropolitan stage. It makes no difference what their experience may have been, they were both frankly amateurish last night. "The Clever Ones" may not provide the best opportunities to any actors, but there were numerous occasions on which both these players failed altogether to do what a complete realization of the scene demanded. Their tasks were easier in "The Marriage of Columbine," for their

There had been every effort, however, to make the company capable. Edwin Emery was the parvenu, and Annie Hughes acted the part of his aggressive wife. Russ Whytal was the amiable an-archist, and Louise Closser Hale added sharp outline to a small role. Vera Pole, Charles Hampden and Herbert Yost did their part of the performance effectively. The best acting role in the comedy was that of the emancipated daughter, and Beatrice Prentice expressed all her qualities eloquently. But actors must struggle to accomplish much in such colorless products as Clever Ones."

BENEFIT FOR ACTORS TO-DAY. Prominent Players Will Appear in Performance at Century.

The Actors Fund Benefit will take place this afternoon at the Century Opera House. All the prominent professionals of the city will take part in a big programme arranged by Daniel Frohman, president of the fund.

resident of the runu.

Some of those who will participate are
he Twelfth Night Club, Louise Dresser,
dargaret McKinney, Louise Drew. wille district, where both are well known. No one, not even immediate relatives, knew of the wedding plans until Wednesday night. Until then it was believed that Mr. Homan was engaged to marry Miss Florence Kaiser, a daughter of the bride Florence Kaiser, a daughter of the bride South America at Maxine Elliott's South America at Maxine Elliott's George M. Cohan, William Collier, Dave George M. Cohan, William Collier, Dave Castles, 10-morrow night. Ethel Barrymore, Jack Barrymore, George M. Cohan, William Collier, Dave Montgomery, Fred Stone, the Castles, Frank Tinney, Mile, Dorziat, Otis Skinn Fanny I Brooks. Brice, Richard Carle and Virginia

Among the box holders are Joseph Brooks, Mrs. James Speyer, Al Hayman, the Screen Club, May Irwin, Charles the Screen Club, May Irwin, Charles Christie, Lillian Russell and Virginia

Blaze in West Was at Weehawken. A fire which was plainly seen from th upper West Side waterfront started shortly after dark last night in the coal pockets of McGann & Carrery, at Nineteenth street The loss is estimated at about

New Rifle Range for Militiamen.

Florenz Ziegfeld, Jr., will make productions of his "Midnight Frolic," now playing atop the New Amsterdam Theatre, in London and at the Panama-Pacific Exposition.

Ethel Mantell, the nineteen-year-old daughter of Robert Mantell, will make her daughter of Robert Mantell, will make her first appearance with her father at the first appearance with her father at the side of the valley on which the target pits are now located. Forty-fourth Street Theatre next week. pits are now located.

STATE CLAIMS BOARD | WHITMANASKED TO REMOVE | DOMINICAN CHARGES | THE PUNCH AND JUDY | JACK BARRYMORE PROVES | DR. MOSKOWITZ AS UNFIT | DENIED BY SULLIVAN | TRIES ANOTHER PLAY | FALLACY OF EARLY RISING

Sister Ethel and Wife (Katherine Harris) Cruise Long in Taxicab Seeking Place for Rehearsal-Jack Sleeps, but Beats Them to It.

END OF HEARINGS IN N. Y. SHAM ANARCHIST HERO

Whether or not the snappily mustached and esthetic Jack Barrymore agrees with the late Pete Dailey's daybreak doubtless will be arriving at a complete close about the time this print reaches motto—"What's the use of going to bed? close about the You'll only fall asleep"-there's a lot of

that a wife or a sister would dare use

You'll only fall asleep"—there's a lot of proof that young Mr. Barrymore is a stanch believer in the theory that once in bed a great artist should not come up for air again until noon on matince days and long, long after that on the days in between.

Nevertheless, with only the severity that a wife or a sister would date use

It was—or is—an "after the play" affair, and judging from the list of acceptances most "society" reporters present thought they had got into a Broadway party by mistake and dramatic reporters rubbed their eyes to see if they hadn't accidentally got too far uptown. Let students up on younger sets decide for himselves where Broadway begins and Fifth avenue ends.

William Rhinelander Stewart Is

the cast. From the artistic sponsors of thing about "leave it to your own folks to think up things."

There's one really legitimate kick against the Interborough that so far no-body has brought to the attention of the morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the Century Theatre to go to make the story of the control of the sub-morning Miss Barrymore and Miss Williams started to unwind furs on the dim stage of the control o

New Amsterdam Theatre roof.

Just about the time this is being written Fifth avenue and Broadway and some blocks in between are heading toward the first big party held at the cake and tea and dancing shop at 300 Madison avenue recently opened by Mrs. Daniel Sully, wife of the one time cotton king of Wall Street.

school after graduation on Friday.

A general alarm has been sent out for the two missing girls. Evelyn's mother is griefstricken and near a nervous breakdown. Mr. Kronrot said last night there would be "no questions asked" if Evelyn will return at once. Clara's father, David Zulaus, is a furrier and lives at 1552 Forty-third street, Borough Park, Brooklyn.

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